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**NOTICE OF APPEAL FROM THE EXAMINER TO
THE BOARD OF PATENT APPEALS AND INTERFERENCES**Docket Number (Optional)
2676-6085US**CERTIFICATE OF MAILING**Express Mail label Number: EM330551977USDate of Deposit February 2, 2009Person Making Deposit Robert J. GueckIn re Application of
Goossens et al.

Application Number

10/666,778

Filed

September 18, 2003

For THE USE OF GENES ENCODING MEMBRANE
TRANSPORTER PUMPS TO STIMULATE THE PRODUCTION OF
SECONDARY METABOLITES IN BIOLOGICAL CELLSArt Unit
1638Examiner
R. KallisApplicant hereby **appeals** to the Board of Patent Appeals and Interferences from the decision of the examiner.

The fee for this Notice of Appeal is (37 CFR 41.20(b)(1))

\$ 540.00☐ Applicant claims small entity status. See 37 CFR 1.27. Therefore, the fee shown above is reduced by half, and the resulting fee is:

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I have enclosed a duplicate copy of this sheet.☒ The Director is hereby authorized to charge any deficiency in fees which may be required, or credit any overpayment to Deposit Account No. 20-1469. I have enclosed a duplicate copy of this sheet.☐ A petition for an extension of time under 37 CFR 1.136(a) (PTO/SB/22) is enclosed.**WARNING:** Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

I am the

☐ applicant/inventor.☐ assignee of record of the entire interest.See 37 CFR 3.71. Statement under 37 CFR 3.73(b) is enclosed.
(Form PTO/SB/96)☒ attorney or agent of record.Registration number 55,896☐ attorney or agent acting under 37 CFR 1.34.See 37 CFR 3.71. Statement under 37 CFR 3.73(b) is enclosed.
(Form PTO/SB/96)

Daniel J. Morath, Ph.D.

Typed or printed name

(801) 994-8748

Telephone number

February 2, 2009

Date

NOTE: Signatures of all the inventors or assignees of record of the entire interest or their representative(s) are required.
Submit multiple forms if more than one signature is required, see below*.☒ *Total of 1 forms are submitted.

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Docket Number (Optional)
2676-6085US

CERTIFICATE OF MAILING		In re Application of Goossens et al.	
Express Mail label Number: <u>EM330551977US</u>		Application Number <u>10/666,778</u>	Filed <u>September 18, 2003</u>
Date of Deposit <u>February 2, 2009</u>		For THE USE OF GENES ENCODING MEMBRANE TRANSPORTER PUMPS TO STIMULATE THE PRODUCTION OF SECONDARY METABOLITES IN BIOLOGICAL CELLS	
Person Making Deposit <u>Robert J. Gueck</u>		Art Unit <u>1638</u>	Examiner <u>R. Kallis</u>
Applicant hereby appeals to the Board of Patent Appeals and Interferences from the decision of the examiner.			
The fee for this Notice of Appeal is (37 CFR 41.20(b)(1))		\$ <u>540.00</u>	
<input type="checkbox"/> Applicant claims small entity status. See 37 CFR 1.27. Therefore, the fee shown above is reduced by half, and the resulting fee is:		\$ _____	
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<input type="checkbox"/> applicant/inventor.		_____ Daniel J. Morath, Ph.D. Typed or printed name	
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